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UNITED STATES PATENT AND TRADEMARK OFFICE

JUN 26 2003

PAT. & T.M. OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte SHENG-CHI CHIN and SHY-JAY LIN

Application No. 09/310,256

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was received at the Board of Patent Appeals and Interferences on June 9, 2003. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below:

On May 24, 2001, appellants filed an amendment (Paper No. 4). A review of that amendment reveals that there are two different sets of "marked up" versions of the claims, thereby making it impossible for the Board to ascertain which versions of the amended claims are correct. For example, pages 27-29 have marked up versions of claims 2, 7, 8 and 15-20 whereas pages 30-33 have different marked up versions of claims 15, 16 and 18. It is not clear from a review of the amendment (Paper No. 4)

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which version of the marked up claims appellants are relying upon.

Accordingly, it is

ORDERED that the application is returned to the examiner for notifying appellants to clarify for the record which marked up version of claims appellants intended to file, and for such further action as may be appropriate.

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